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AUG 25 2005

OFFICE OF PETITIONS

In re Application of
Darrell Metcalf
Application No. 09/617,156
Filed: July 17, 2000
Attorney Docket No.

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ON PETITION

This is a decision on the petition filed, June 17, 2005 under 37 CFR 1.137(b), to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed December 23, 2003, which set a shortened statutory period for reply of three (3) months. Three-months extension of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on June 24, 2004.

The above-identified application is being revived solely for purposes of continuity with a Request For Continued Examination (RCE) filed on June 17, 2005.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

This matters is being referred to Technology Center AU 3629 for further processing.


Irvin Dingle

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy